(B)
(1)

CPC/06

IN THE HIGHCOURT OF CHHATTISGARHAT BILASPUR

IN THE MATTER OF WP NO.1847/2003

PETITIONER

Dr. Mukesh Soni, aged about 45 years son of Shri Ram Sevak Verma, Medical Officer, Primary Health Centre, Kaushal Narr Bhairamgarh, Distt. Dantewada (C.G.).

P. R. No. 1699/03
Presented by Shri Sanjay Kr. Agrawal
Dated 31.10.03

VERSUS

RESPONDENTS

1. State of Chhattisgarh, through : Secretary, Health and Family Welfare, D.K.S. Bhawan, Raipur (C.G.).

2. State of Chhattisgarh, through : Secretary, General Administration Department, D.K.S. Bhawan, Raipur (Chhattisgarh).

3. State of Madhya Pradesh, through : Secretary, Health and family welfare, Vallabh Bhawan, Bhopal (M.P.)

4. State of Madhya Pradesh, through : Secretary, General and Administration Department, Vallabh Bhawan, Bhopal (M.P.)

5. Union of India, through : Secretary, Ministry of Home and Personnel Training, New Delhi, Delhi.

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WRIT PETITION UNDER ARTICLES 226/227 OF THE CONSTITUTION OF INDIA

(36)

XI-HC-22

उच्च न्यायालय, छत्तीसगढ़, बिलासपुर

आदेश पत्रक

W.P.No. 184-7/2003

मामला क्रमांक ..... सन् 200

..... विरुद्ध .....

आदेश का दिनांक आदेश क्रमांक सहित	आदेश हस्ताक्षर सहित	कार्यालयीन मामलों में डिप्टी रजिस्ट्रार के अन्तिम आदेश
	19/3/2004 Ms. Sunita Jain, counsel for the petitioner. Shri Sanjay S. Agrawal, Panel Lawyer for the State/ respondents No.1 and 2. None for respondents No.3 and 4. Shri V.V.S. Murthy, Addl. Standing counsel for Union of India / Respondent No.5. Applications for urgent hearing are allowed. Shri Agrawal and Shri Murthy take notice on behalf of their respective respondents. The relief claimed is against respondents No.1 and 2 only, as such notice to respondents No.3 and 4 is not necessary. With the consent of the parties, the matter is heard finally. The petitioner, who is a Doctor, has filed the present petition challenging the action of respondents in not relieving him, though he has been finally allocated to the State of Madhya Pradesh. This fact is not disputed by the other side. This court, while passing the order dated 17.12.2003 in W.P.No.516/2003 (Dr. Ashok Kumar Jain and Others vs.	

[पीछे देखिये

(37)

XI-HC-22

उच्च न्यायालय, छत्तीसगढ़, बिलासपुर

आदेश पत्रक

W.P.No. 1847/2003

मामला क्रमांक ..... सन् 200

..... विरुद्ध .....

आदेश का दिनांक आदेश क्रमांक सहित	आदेश हस्ताक्षर सहित -2-	कार्यालयीन मामलों में डिप्टी रजिस्ट्रार के अन्तिम आदेश

State of Chhattisgarh and Others), has dealt with the matter in great detail.

Having thus considered and in view of the decision in the aforesaid case, in the opinion of this court, it is directed that the order staying the operation of the relieving order is without any authority and cannot be sustained and the petitioner is entitled for relieving.

Accordingly, the writ petition is allowed and the respondents are directed to relieve the petitioner forthwith.

Certified copy as per rules.

Sd/-
Fakhruddin
Judge

[पीछे देखिये